



County of San Diego

Mack Jenkins
CHIEF PROBATION OFFICER

DEPARTMENT OF PROBATION
POST OFFICE BOX 23597, SAN DIEGO, CALIFORNIA, 92193-3597

Community Corrections Partnership

Meeting Minutes

July 14, 2011

Attendees: Raymond Fernandez (PSG Deputy Chief Administrative Officer); Debbie Patag (PSG Assistant Group Finance Director); Mack Jenkins (Chief Probation Officer); Kim Broderick (AFS Deputy Chief); Dr. Natalie Pearl (Research Probation Director); Margie DeLeon (AFS Probation Director); Lorraine Fernandez (SB678 Supervisor); Randy Mize (Chief Deputy Public Defender); Michelle Bush (DA Chief Administrative Services); Frank McCoy (Chief of Police, Oceanside PD); Jennifer Schaffer (HHSA Deputy Director); Dr. Cynthia Burke (Director, SANDAG); Karna Lau (SPO, Probation); Kim Allen, (AFS Probation Director); Jeffery (JJ) Anderson, (Public Affairs Officer, District Attorney's Office); Tammy Glenn, (Communications Officer, PSG); Scott Brown (SD Superior Court, Special Projects Manager); Mallory Waters, (Special Projects Manager, Superior Court); Dolores Diaz, (Housing Program Analyst); Ken Worthington, (AFS Probation Director); Patti Colston (Crime Victims Fund Representative); Robert Vander Kamp (Sheriff's Office, Manager, Inmate Services Division); John Oldenkamp (HHSA, Alcohol & Drug Services); Stacey Kartchner, (Private Defense Counsel); Marie Girulat, (Chief Deputy Director, Child Support Services); Lisa Rodriguez (Deputy District Attorney); Kyle Sutterley (District Attorney's Office Intern); Elena Lepule, (Finance Officer, Probation); Matthew Braner, (Deputy Public Defender); Dorothy Thrush (Finance Director, Public Safety Group)

Welcome and Introductions

Chief Jenkins welcomed everyone to the meeting and all attendees introduced themselves around the table.

Public Comments

There were no requests filed, and no one present requested to speak.

Protect community safety, reduce crime and assist victims through offender accountability and rehabilitation.

Review of April Meeting Minutes

Chief Jenkins gave a recap of the April 19, 2011 meeting minutes.

Crime Victims Fund- Proposal to Address Employment Gap

Patti Colston, of the Crime Victims Fund, gave a presentation on the history of the organization. She described the non-profit charity was founded 30 years ago to provide resources to crime victims. She introduced a proposal to find employers who would hire ex-offenders, and provide a 10% donation to the Crime Victims Fund. Under the proposal the employer would receive work tax credits and free federal bonding for hiring ex-offenders. She reported that the Center for Employment Opportunities (CEO) has created a post release ex-offender employment model, and that the Crime Victims Fund has submitted a request for a 10% donation on contracts that employed ex-offenders. Ms. Colston suggested that the CEO model offered an opportunity to benefit high risk probationers in the SB678 plan and the Crime Victims fund. The Center for Economic Opportunities website is www.ceoworks.org.

Chief Jenkins commented that pursuing employment opportunities for high risk probationers would be an important part of the SB678 plan, as up to 65% of 2400 high risk probationers may be unemployed. He added that after October 1, 2011 when AB109 goes into effect, probation will assume responsibility for an additional 2000 post release offenders who would likely have a similar unemployment rate, thus the need for employment resources and job readiness programs would be critical.

SB678 Plan CCP Sub-Committee Update

- Incentives and Sanctions Committee

Probation Supervisor Lorraine Fernandez gave an overview of the administrative incentive and sanctions continuum designed to be used by probation officers in managing the conduct of high risk probationers. The continuum provides a range of responses to a probationer's positive and negative behaviors. The continuum will rely on the concept of "swift and certain" responses to offender behavior. The sanction includes an ability to impose "flash incarceration" for up to 7 days for a probation violation without going through regular court proceedings. Due process concerns will be addressed through a notice where the probationer admits the violation and waives their right to a hearing. The notice will go to the DA, defense and court.

As a next step the subcommittee will meet to work out internal processes for each agency that will play a part in the implementation of the continuum. Those agencies include the sheriff, the DA, the public defender, probation and the courts. Probation is currently training probation officers on the application of case management principles and the incentive and sanctions continuum and how to apply it to their caseloads. The plan also calls for doing training for the DA, Public Defender and courts. Stacy Kartchner representing the Criminal Defense Lawyers and the Criminal Defense Bar Association indicated they would also be interested in a training presentation.

Chief Jenkins indicated he and Judge Danielsen would plan meetings with judicial leadership in each region to inform the court about the work of the CCP and in particular the Incentives and Sanctions Continuum. Chief McCoy suggested the probation officers attend briefings at various police agencies to provide information about the SB678 plan for opportunities to assist. Chief Jenkins said probation would follow up on that request.

- Treatment Services Subcommittee

John Oldenkamp of HHSA Alcohol and Drug Services gave a report on how treatment services had been put into place as a part of the Evidence Based Practices Supervision program (EBPSP) as part of the SB678 plan. There are three treatment sites, McAlister Institute (MITE) in East County, Mental Health Systems (MHS) in the college area, and MITE in South Bay, to which probationers are being referred.

Probation Supervisor Karna Lau gave an update on the treatment referral process. High Risk probationers will receive enhanced intervention services including substance abuse treatment and cognitive behavioral services. The cognitive behavioral component will be introduced through a workbook entitled “Direction, Criminal and Addictive Thinking”. She indicated vocational counselors will be located at all sites, which will also include physical and mental health screenings. Supervisor Lau reported that 40 probationers had been referred to date. She added that most of the referrals involve probationers in the community, but a future step will involve initiating the referral process just prior to release while the probationer is still in jail, a “warm handoff”.

Chief Jenkins stressed his expectation that there be a seamless relationship between the probation officer and treatment provider to achieve the best possible outcomes. Supervisor Lau reported that an area of focus is to ensure the case plans between probation and the treatment providers are integrated. Probation officers are to send their COMPAS assessments to the treatment provider with the referral. There will also be monthly case review meetings between supervisors and managers of the programs to maintain communication and coordination.

- Performance Measures

Dr. Cindy Burke of SANDAG reported on the research design to evaluate process outcome measures. She described the areas of focus will include, assessments, the use of the incentives and sanctions continuum, and the impact of treatment.

Integrated Behavioral Intervention Strategies (IBIS)

Supervisor Fernandez gave an overview of the Integrated Behavioral intervention Strategies (IBIS) that probation officers will be undergoing beginning in August 2011 and continuing through January 2012. The goal of the training is to enhance probation officer intervention skills by teaching a combination of motivational interviewing and cognitive behavioral strategies. The training will incorporate onsite observation of officers using the techniques and ongoing

feedback to ensure the sustainability of the skills. Senior Probation Officers will be trained first and then be expected to serve as mentors for supervision officers. The trainers will be Dr. Igor Koutsenok of UCSD and Chris Lowenkamp of the University of Cincinnati. Chief Jenkins reported the training is a part of the departments shift to the “Balanced Approach” philosophy of probation supervision with a focus on facilitating behavior change. The training will include staff in each service areas, adult field services, juvenile field services, and institutions.

SB Budget Proposal (Handout)

Probation achieved a 12% reduction in revocations to state prison for felony probationers during 2010, the first year of SB678 tracking. The formula for calculating the reimbursement amount comes from the average number of revocations revoked to prison in 2007, 2008, and 2009. The average for those years was 1510. In 2010, 1326 probationers were revoked to prison. Through June of 2011, the department is on track for a 21% reduction for the current year. Under the provisions of SB 678, probation will receive a payment of \$2,439,109 from the state for the 12% 2010 reduction.

A plan to apply the funds in the following areas as proposed to the CCP:

- Enhance treatment services in the Central and North County Areas (50% of the revocations to prison in the first half of 2011 came from the central and north county areas).
- Fund a process and outcome evaluation by SANDAG
- Support the automated resource directory being developed by probation
- Fund one FTE, a probation aide to support the treatment referral process in the central region.

Chief Jenkins asked CCP members to review the proposed spending plan and to submit their comments and or suggestions to Supervisor Fernandez.

AB109 Update (Handouts)

The Chief distributed four handouts on AB109 and AB117. The Chief went over the first handout, which is a summary of the key provisions of the realignment plan.

He also went over a memo from CSAC that addresses the confusion and misunderstanding regarding the CCP and AB109. AB109 did not create the CCP, it was already in existence. AB109 created an executive committee of the CCP made up of 7 members including probation, district attorney, public defender, a police chief, the sheriff, the court and an appointee by the board, which we expect to be Nick Macchione or designee of HHSA. The executive committee is tasked with presenting an AB109 plan to the Board of Supervisors (BOS). AB109 will become operative October 1, 2011. By August 1st, the BOS will have to name a supervision agency for the post release offenders which we anticipate will be the county probation department.

There will be a public presentation to the BOS on August 2nd to present some highlights of AB109 and a general outline of what our AB109 plan will be.

The legislature is offering start up dollars for AB109. San Diego County will receive \$.7 million which can be applied toward the cost of hiring, training, repairing, capacity planning or anything else in order to get ready for implementation of AB109. San Diego will also receive \$200,000 for implementation activities by the CCP.

The Chief referenced the 3rd handout indicating San Diego will receive \$25.1 million dollars for the 1st year of funding. It will go towards supervision, jail costs and treatment. The district attorney and public defender allocation for the 1st year will be \$ 899,000.

It is expected that San Diego will have around 2000 PCS offenders at full implementation and the release planning process is already underway. Some provisions have been built in to help reduce this population. If an offender completes 6 months of supervision with a violation, they are eligible for discharge and if they complete 12 months of supervision without a violation, then they will be discharged. A separate division will be created to supervise this population.

The five main focus areas of the AB109 plan are: 1) Enhancing pre-trial services. 65% of the current jail population are pre-trial defendants. 2) Enhance early case resolution. 3) Expanding sentencing options. 4) Utilizing custody alternatives and providing custodial programs and 5) Supervision and treatment services. Three sub-groups were created to finalize these plans.

The plan is to present a plan to the Board of Supervisors in early September 2011.

Next Steps

There will be a save the date for the next meeting.

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